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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Midtown Hotel Group LLC,

10 Plaintiff,

11 v.

12 Selective Insurance Company of America  
13 and Hartford Steam Boiler Inspection and  
Insurance Company,

14 Defendants.  
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No. CV-22-01395-PHX-JAT

**ORDER**

16 Pending before the Court is the parties' joint discovery dispute (Doc. 155) regarding  
17 whether Public Adjustor David Skipton may be present during the depositions of  
18 Defendant Selective's Adjuster, Ronald Rudow, and Defendant HSB's adjuster, Reginald  
19 Grayson. Defendants object to Mr. Skipton being allowed to attend because he will  
20 intimidate the deponents. Plaintiff counters that any claimed intimidation is purely  
21 speculative, and any risk is minimized by the fact that the depositions will be over Zoom.

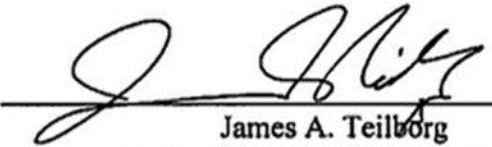
22 The Court agrees with Plaintiff that the risk of intimidation to a professional adjuster  
23 by the mere presence of another professional adjuster is very low. Accordingly, the Court  
24 will not issue a protective order barring Mr. Skipton from the depositions.

25 By the parties filing, the Court assumes Plaintiff is also seeking permission for Mr.  
26 Skipton to attend, as required by this Court's scheduling order. (Doc. 24 at 3, lines 10-13).  
27 Permission is granted. Mr. Skipton may attend the depositions of Mr. Rudow and Mr.  
28 Grayson.

1 Accordingly,

2 **IT IS ORDERED** that Defendants' request for a protective order (Doc. 155) is  
3 denied.

4 Dated this 18th day of January, 2024.

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James A. Teilborg  
Senior United States District Judge